## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:		of:	McGee, Lawrence et al.	Confirmation No.:	7972		
Serial No.:			10/810,325	Art Unit:	1625		
Filed:			March 25, 2004	Examiner:	Seaman, D.		
For:			Compounds for the Modulation of PPARy Activity	Attorney Docket No.:	11134-123-999		
			INFORMATION DISCLOSU	RE STATEMENT			
P.O. E	nissioner Box 1450 ndria, V	0	Patents 313-1450				
Sir:							
subjec	led certai t U.S. pa	in inf atent	nce with the duty of disclosure provision formation which the Examiner may contapplication. It is requested that the Exto the examination of the application.	nsider material to the exam	nination of the		
1.	Enclosures accompanying this Information Disclosure Statement are:						
	1a. A list of all patents, publications, applications, or other information submitted for consideration by the office.						
	1b. A legible copy of:						
	Each publication or that portion which caused it to be listed on the PTO-1449;						
			For each cited pending unpublished Uncluding the claims, and any drawing application which caused it to be listed directed to that portion that have been private PAIR system;	g of the application, or por d on the PTO-1449 includ	tion of the ing any claims		
			An English language copy of search rapplication or PCT International Sear		t foreign		
		$\boxtimes$	Explanations of relevancy (ATTACH abstracts of the non-English language		glish language		
			All other information or portion which	h caused it to be listed on t	the PTO-1449.		
	1c.	$\boxtimes$	Pursuant to 37 C.F.R. § 1.98(a)(2)(ii) patent application publications are not office.				
	1d.		Pursuant to 1287 OG 163, copies of c are available at the USPTO's private	ited pending unpublished a PAIR system are not subm	applications that itted herewith.		
2.	the per	iod s	This Information Disclosure State pecified in 37 C.F.R §1.97(b), but before				

	under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an action that otherwise closes prosecution in the application.						
3.	Certification:						
	(Check either Item 3a or 3b)						
	3a.	∑ The Certification Statement in Item 5 below is applicable. Accordingly, no fee is required.					
	3b.	The \$180.00 fee set forth in 37 C.F.R. §1.17(p) in accordance with 37 C.F.R. §1.97(c) is:					
		<ul><li>enclosed.</li><li>to be charged to Jones Day Deposit Account No. 50-3013.</li></ul>					
		(Item 3b to be checked if any reference known for more than 3 months)					
4.	This Information Disclosure Statement is filed under 37 C.F.R. §1.97(d) after the period specified in 37 C.F.R. §1.97(c), but on or before the date of payment of the issue fee						
	The Certification Statement in Item 5 below is applicable.						
		The \$180.00 fee set forth in 37 C.F.R. §1.17(p) is:  enclosed.					
		to be charged to Jones Day Deposit Account No. 50-3013.					
5.	$\boxtimes$	Certification Statement (applicable if Item 3a or Item 4 is checked):					
	(Check either Item 5a or 5b)						
	5a.	In accordance with 37 C.F.R. §1.97(e)(1), it is certified that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.					
	5b.	Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not <b>received</b> by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement.					
	5c.	Pursuant to 37 C.F.R. §1.704(d), each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not <b>received</b> by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this information disclosure statement.					
6.		This application is a continuation application under 37 C.F.R. §1.53(b) or (d).					
		(Check appropriate Items 6a, 6b and/or 6c)					
	6a.	☐ A Petition to Withdraw from issue under 37 C.F.R. §1.313(b)(5) is concurrently filed herewith.					

, filed on

Copies of publications listed on Form PTO-1449 from prior application Serial

U.S.C. §120, are not being submitted pursuant to 37 C.F.R. §1.98(d).

, of which this application claims priority under 35

6b.

	6c.	Copies of the publicat prior application Seria	ions listed on Form PTO-1449 were not p l No. , filed on , and are prov	oreviously cited in vided herewith.				
7.		This is a Supplemental Inf	formation Disclosure Statement. (Check l	Item 7a)				
	7a.	supplements the Informattempt was made to commerce made. These omadditional time is requ	formation Disclosure Statement under 37 mation Disclosure Statement filed on omply with 37 C.F.R. §1.98, but inadvert issions have been corrected herein. Accessed so that this Supplemental Informati idered as if properly filed on	A bona fide tent omissions ordingly,				
8.	underst		R. §1.98, a concise explanation of what it ach non-English language publication is:					
	(Check Item 8a, 8b, or 8c)							
	8a.	Satisfied because all non-English language publications were cited on the enclosed English language copy of the PCT International Search Report or the search report from a counterpart foreign application indicating the degree of relevance found by the foreign office.						
	8b.	Set forth in the applica	tion.					
	8c.	believed to correspond	nent hereto. The two U.S. patents identifictors are patent No. 0 261 539; Appl he requirements of 37 C.F.R. § 1.98.	ied herein are icants believe				
9.	overpay Accoun	The Commissioner is authorized to charge any additional fee required or credit any ayment for this Information Disclosure Statement and/or Petition to Jones Day Deposit unt No. 50-3013.						
10.	(other t	No admission is made that the information cited in this Statement is, or is considered e, material to patentability and no representation is made that a search has been made er than a search report of a foreign counterpart application or PCT International Search ort if submitted herewith). 37 C.F.R. §§1.97(g) and (h).						
Date:	Januar	y 8, 2008	David C. Pauling, Esq. For: Anthony M. Insogra (Reg. 35,2 JONES DAY 222 East 41st Street New York, New York 10017-6702 (212) 326-3939	56,056 (Reg. No.)				